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Page 1 of 2

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/085,390	02/28/2002	Michael Rothe	3648.034

CONFIRMATION NO. 6646

FORMALITIES LETTER



\*OC00000007721859\*

PENDORF & CUTLIFF  
Post Office Box 20445  
Tampa, FL 33622-0445

Date Mailed: 03/27/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

*Margaret*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Michael ROTHE, Joachim PORZELT, Claude LEHMANN,  
Gunther BECHER, and Stefan DIETZE

Appln. No.: 10/085,390

Filed: February 28, 2002

For: "PROCESS AND APPARATUS FOR THE DETERMINATION OF  
PARAMETERS OF A BREATH CONDENSATE"

Attorney Docket No.: 3648.034

RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
APPLICATION, FILING DATE GRANTED

ATTN: Box Missing Parts

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts of Non-Provisional Application, Filing Date Granted, dated March 27, 2002, (copy of which is attached hereto), Applicants submit herewith:

1. The executed Declaration and Power of Attorney;
2. Balance of the filing fees.


U.S. Application No. 10/085,390  
Response to Notice of Missing Parts

Attorney Docket No.: 3648.034

The Examiner is respectfully requested to acknowledge receipt of the above documents.

Respectfully submitted,

PENDORF & CUTLIFF  
P.O. Box 20445  
Tampa, Florida 33622-0445  
(813) 886-6085

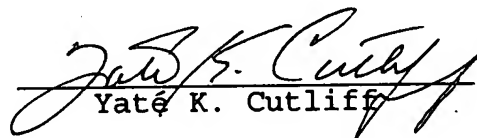
  
Yate K. Cutliff  
Registration No. 40,577

Date: May 23, 2002

CERTIFICATE OF MAILING AND AUTHORIZATION TO CHARGE

I hereby certify that a copy of the foregoing RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION for U.S. Application No. 10/085,390 filed February 28, 2002, including a Declaration and Power of Attorney, and a check in the amount of \$130.00 were deposited in first class U.S. mail, postage prepaid, addressed: Attn: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on this 23rd day of May, 2002.

The Commissioner is hereby authorized to charge any additional fees, which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account No. 16-0877.

  
Yate K. Cutliff